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Attorney Docket No. 25464X
PATENT DIVISION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Group Art Unit: 1615

2005 JAN 21 AM 11:09

GIL-AD et al.

Serial No.: 10/774,694

Filed: February 10, 2004

Title: **ANTI-PROLIFERATIVE DRUGS**

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JAN 25 2005

TRANSMITTAL LETTER

Commissioner of Patents
P.O. Box 1450
Alexandria, Va 22313-1450

OFFICE OF PETITIONS

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Submission of Error in Small Entity Status under 37 C.F.R. § 1.28 (C);
- (3) Check No. 22404 \$ 1,439.00 for deficiency in basic filing fee, extra independent and total claims fees, extension of time fee and surcharge fee for late filing of declaration.

The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Respectfully submitted,

NATH & ASSOCIATES PLLC

By:

Gary M. Nath
Registration No. 26,965
Lee C. Heiman
Reg. No. 41,827
Customer No. 20529

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Date: January 13, 2005
NATH & ASSOCIATES PLLC
1030 15th Street NW - 6th Floor
Washington, D.C. 20005
GMN/LCH/dd/EntityChange_TRAN



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OFFICE OF PETITIONS

SUBMISSION OF ERROR IN SMALL ENTITY STATUS
UNDER 37 C.F.R. §1.28(C)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In the matter of the above-captioned application, applicants submit that small entity status and fees were paid in good faith on October 5, 2004. It has now been discovered that small entity status and fees were established in error on that date. Applicant declares that it is not eligible for small entity status.

The fee for a filing by a large entity on October 5, 2004 was \$790. The applicant paid a fee of **\$395**. Furthermore, a combined fee of **\$489** was paid for 3 independent claims over 3 and 40 total claims over 20. The combined claims fee should have been \$978.00. Lastly a 3 month Extension of Time fee of **\$490** was paid as a small entity which should have been \$980 and the late surcharge fee of **\$65** was paid instead of \$130.

Total fees paid as a small entity for the basic filing fee, additional total and independent claims fees, 3 month extension of time fee and late surcharge fee were \$ 1,439.00. The fees as a large entity should have been \$2,878. **The deficiency payment owed is \$1,439.00.**

The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Any questions regarding this matter should be directed to the below signing attorney.

Respectfully submitted,

NATH & ASSOCIATES PLLC



By:

Gary M. Nath
Reg. No. 26,965
Lee C. Heiman
Reg. No. 41,827
Customer No. 20529

Date: January 13, 2005

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GMN/LCH/ (ErrorSmallEnt.Status_Submission_GMN_LCH)